

AMENDED IN ASSEMBLY APRIL 6, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2214

Introduced by Assembly Member Tran

February 22, 2006

An act relating to food labeling and safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 2214, as amended, Tran. ~~Food labeling and safety. Asian food:~~ study.

Existing law, the California Uniform Retail Food Facilities Law (CURFFL), provides for the regulation of health and sanitation standards for retail food facilities by the State Department of Health Services, and is primarily enforced by local health agencies.

Existing law also contains various provisions governing food labeling and safety.

This bill would require the department to conduct a study in connection with these standards and their effect on the sale and consumption of traditional Asian food. This bill would require the department to present its findings to the Legislature no later than January 1, 2008.

~~Existing law, the California Uniform Retail Food Facilities Law, establishes uniform health and sanitation standards for retail food facilities as defined. The law requires the State Department of Health Services to adopt regulations to implement and administer those provisions, and to delegate primary enforcement duties to local health agencies.~~

~~Existing law authorizes the sale of Korean rice cakes that have been at room temperature for no more than 24 hours.~~

~~This bill would declare the intent of the Legislature to enact legislation that would allow food establishments to sell banh chung, a traditional Vietnamese food, at room temperature for no more than 24 hours.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. This act shall be known and may be cited as the*
2 *Asian Traditional Food Act.*

3 *SEC. 2. (a) The Legislature finds and declares both of the*
4 *following:*

5 *(1) Given the rich heritage and traditions of Asian-Americans,*
6 *a process must be put into place to allow for foods tied to*
7 *traditional Asian ceremonies to be sold and consumed according*
8 *to those traditions.*

9 *(2) Requiring food retailers to follow health and sanitation*
10 *standards is necessary to preserve public health.*

11 *(b) (1) The State Department of Health Services shall conduct*
12 *a study of the sale and consumption of traditional Asian food, as*
13 *a means of finding methods that permit the sale and consumption*
14 *of these foods while providing adequate health and sanitation*
15 *standards that protect public health.*

16 *(2) The department shall submit this study to the Legislature*
17 *no later than January 1, 2008.*

18 ~~SECTION 1. It is the intent of the Legislature to enact~~
19 ~~legislation that would allow food establishments to sell banh~~
20 ~~chung, a traditional Vietnamese food, at room temperature for no~~
21 ~~more than 24 hours.~~